

PAULA T. DOW
ATTORNEY GENERAL OF NEW JERSEY
Division of Law 5th Floor
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07101

FILED

JAN 17 2012

By: John D. Hugelmeyer
Deputy Attorney General
Tel. (973) 648-3453

**NEW JERSEY BOARD OF
CHIROPRACTIC EXAMINERS**

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF CHIROPRACTIC EXAMINERS

IN THE MATTER OF THE LICENSE OF	:	Administrative Action
JOHN J. ROTUNDO, D.C.	:	INTERIM CONSENT ORDER
License No. 38MC00540700	:	
	:	
TO PRACTICE CHIROPRACTIC	:	
IN THE STATE OF NEW JERSEY	:	

This matter was opened to the New Jersey State Board of Chiropractic Examiners upon receipt of information which the Board has reviewed and the parties wishing to resolve this matter without further formal proceedings, hereby stipulate to the following facts and conclusions of law.

FINDINGS OF FACT

1. Respondent, John J. Rotundo, D.C., is a chiropractic physician in the State of New Jersey and has been a licensee at all times relevant hereto.
2. On May 18, 2011, Respondent was observed by the Upper Saddle River Police to be in possession of a controlled dangerous substance (cocaine), and one dose of a

prescription legend drug (viagra) not in its original container, whereupon he was arrested and charged with violations of N.J.S.A. 2C:35-10(a)(1) and N.J.S.A. 2C:35-10.5.

3. On October 24, 2011, an Order of Postponement was entered regarding the above charges by the Hon. Donald R. Venezia, J.S.C., New Jersey Superior Court, Bergen County, allowing Respondent to complete the requirements of the Pre-Trial Intervention program, potentially leading to the dismissal of the charges.

CONCLUSIONS OF LAW

1. The aforesaid findings of fact provide grounds, pursuant to N.J.S.A. 45:1-22(f), for the Board to order Respondent, as a condition of his continued licensure, to submit to any medical or diagnostic testing and monitoring or psychological evaluation which may be required to evaluate whether his continued practice may jeopardize the safety and welfare of the public.

ACCORDINGLY, IT IS on this 17th day of January, 2012

ORDERED AND AGREED that:

_____ 1. Respondent shall obtain, within ninety (90) days from the date of this Order, an assessment of his use of chemical substances and/or his chemical dependency, which may render him unable to practice chiropractic with reasonable skill and safety, by the Professional Assistance Program of New Jersey ("PAPNJ").

2. Respondent agrees to abide by the recommendations of the PAPNJ, which shall be set forth in a report of its assessment. Respondent agrees to the release of said report to the Board. Respondent waives his right of confidentiality in the report for that

purpose, and for use of the report in any license proceeding. Respondent agrees to enter into a further consent order with the Board embodying the recommendations of PAPNJ, if any, as a condition(s) of his continued licensure. Respondent shall be solely responsible for the payment of all costs associated with the aforesaid assessment performed by PAPNJ.

3. The parties hereby stipulate that entry of this Order is without prejudice to further action by this Board or other law enforcement entities resulting from Respondent's conduct.


4. Failure to comply with the provisions of this Order may result in subsequent disciplinary proceedings for failure to comply with an Order of the Board.

NEW JERSEY STATE BOARD OF
CHIROPRACTIC EXAMINERS


By _____
Albert Stabile, Jr., D.C.
Board President

I have read and understand the within Consent Order and agree to be bound by its terms. Consent is hereby given to the Board to enter this Order.

Consent is hereby given as to the form and entry of this Order.



John J. Rotundo, D.C.



James B. Sepiowitz, Esq.
Attorney for Respondent

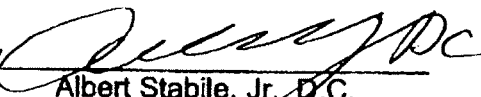
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James B. Sepowitz, Esq.
Attorney for Respondent